

1 BOIES, SCHILLER & FLEXNER LLP
2 RICHARD J. POCKER (NV Bar No. 3568)
3 300 South Fourth Street, Suite 800
4 Las Vegas, NV 89101
5 Telephone: (702) 382-7300
6 Facsimile: (702) 382-2755
7 rpocker@bsfllp.com
8
9 BOIES, SCHILLER & FLEXNER LLP
10 WILLIAM ISAACSON (*pro hac vice*)
11 KAREN DUNN (*pro hac vice*)
12 5301 Wisconsin Ave, NW
13 Washington, DC 20015
14 Telephone: (202) 237-2727
15 Facsimile: (202) 237-6131
16 wisaacson@bsfllp.com
17 kdunn@bsfllp.com
18
19 BOIES, SCHILLER & FLEXNER LLP
20 STEVEN C. HOLTZMAN (*pro hac vice*)
21 KIERAN P. RINGGENBERG (*pro hac vice*)
22 1999 Harrison Street, Suite 900
23 Oakland, CA 94612
24 Telephone: (510) 874-1000
25 Facsimile: (510) 874-1460
26 sholtzman@bsfllp.com
27 kringgenberg@bsfllp.com
28
Attorneys for Oracle USA, Inc., Oracle America, Inc., and Oracle International Corporation

MORGAN, LEWIS & BOCKIUS, LLP
THOMAS S. HIXSON (*pro hac vice*)
KRISTEN A. PALUMBO (*pro hac vice*)
Three Embarcadero Center
San Francisco, CA 94111-4067
Telephone: 415.393.2000
Facsimile: 415.393.2286
thomas.hixson@bingham.com
kristen.palumbo@bingham.com

DORIAN DALEY (*pro hac vice*)
DEBORAH K. MILLER (*pro hac vice*)
JAMES C. MAROULIS (*pro hac vice*)
ORACLE CORPORATION
500 Oracle Parkway, M/S 5op7
Redwood City, CA 94070
Telephone: 650.506.4846
Facsimile: 650.506.7114
dorian.daley@oracle.com
deborah.miller@oracle.com
jim.maroulis@oracle.com

18 UNITED STATES DISTRICT COURT
19 DISTRICT OF NEVADA

20 ORACLE USA, INC., a Colorado corporation;
21 ORACLE AMERICA, INC. a Delaware corporation; and ORACLE INTERNATIONAL
22 CORPORATION, a California corporation,

23 Plaintiffs,
24 v.

25 RIMINI STREET, INC., a Nevada corporation;
26 SETH RAVIN, an individual,

27 Defendants.

28

Case No. 2:10-cv-00106-LRH-PAL

PLAINTIFFS ORACLE USA, INC.,
ORACLE AMERICA, INC., AND
ORACLE INTERNATIONAL
CORPORATION'S MOTION TO
SEAL THEIR OPPOSITION TO
DEFENDANTS RIMINI STREET
INC.'S AND SETH RAVIN'S MOTION
TO PRECLUDE CERTAIN DAMAGES
EVIDENCE PURSUANT TO
FEDERAL RULES OF CIVIL
PROCEDURE 26(E) AND 37(C), OR,
IN THE ALTERNATIVE, TO
CONSOLIDATE AND EXHIBIT A TO
THE DECLARATION OF KIERAN
RINGGENBERG

Case No. 2:10-cv-00106-LRH-PAL

MOTION TO SEAL PLAINTIFFS' OPP. TO RIMINI'S MOTION TO PRECLUDE CERTAIN
DAMAGES EVIDENCE PURSUANT TO FRCP 26(e) & 37(c), OR IN THE ALT., TO CONSOL.

1 Pursuant to the Stipulated Protective Order governing confidentiality of documents
 2 entered by the Court on May 21, 2010, Dkt. 55 (“Protective Order”), and Rules 5.2 and 26(c) of
 3 the Federal Rules of Civil Procedure, Plaintiffs Oracle USA, Inc., Oracle America, Inc., and
 4 Oracle International Corporation (together “Oracle” or “Plaintiffs”) respectfully request that the
 5 Court order the Clerk of the Court to file under seal an unredacted copy of Oracle’s Opposition
 6 to Defendants Rimini Street Inc.’s and Seth Ravin’s Motion To Preclude Certain Damages
 7 Evidence Pursuant To Federal Rules Of Civil Procedure 26(e) And 37(c), Or, In The Alternative,
 8 To Consolidate (“Opposition”) (the “Opposition”) as well as Exhibit A to the Declaration of
 9 Kieran P. Ringgenberg in Support of Oracle’s Opposition (the “Ringgenberg Declaration”).
 10 Unredacted copies of the Opposition and Exhibit A were individually lodged under seal with the
 11 Court on June 16, 2015.

12 Sealing of the unredacted Opposition is requested because the redacted portions of the
 13 motion contain information that Rimini Street, Inc. and Seth Ravin (collectively the
 14 “Defendants”), have designated as “Confidential Information” and “Highly Confidential
 15 Information – Attorneys’ Eyes Only” under the terms of the Protective Order. Likewise, sealing
 16 of the unredacted Exhibit A is requested because it contains information designated as
 17 “Confidential Information” and “Highly Confidential Information – Attorneys’ Eyes Only” by
 18 the Defendants.

19 The Protective Order states, “Counsel for any Designating Party may designate any
 20 Discovery Material as ‘Confidential Information’ and ‘Highly Confidential Information –
 21 Attorneys’ Eyes Only’ under the terms of this Protective Order only if such counsel in good faith
 22 believes that such Discovery Material contains such information and is subject to protection
 23 under Federal Rule of Civil Procedure 26(c). The designation by any Designating Party of any
 24 Discovery Material as ‘Confidential Information’ or ‘Highly Confidential Information –
 25 Attorneys’ Eyes Only’ shall constitute a representation that an attorney for the Designating Party
 26 reasonably believes there is a valid basis for such designation.” Dkt. 55 ¶ 2.

27 Defendants have identified the information redacted in the Opposition as well as Exhibit
 28 A as Confidential and Highly Confidential, and therefore Defendants have represented that good

1 cause exists for sealing those portions of the documents. This is a sufficient showing of good
2 cause to permit a sealing order on a nondispositive motion. *See, e.g., Pac. Gas & Elec. Co. v.*
3 *Lynch*, 216 F. Supp. 2d 1016, 1027 (N.D. Cal. 2002).

4 Oracle has submitted all non-redacted portions of the Opposition as well as Exhibit A to
5 the Ringgenberg Declaration for filing in Court's public files, which allows the public access
6 to all but the redacted portions of the Opposition and Exhibit A. Accordingly, the request to seal
7 is narrowly tailored.

8 For the foregoing reasons, Oracle respectfully requests that the Court find that good cause
9 exists to file under seal the unredacted copies of the Opposition and Exhibit A to the
10 Ringgenberg Declaration.

11

12 DATED: June 16, 2015

BOIES SCHILLER & FLEXNER LLP

13

14

By: /s/ Kieran P. Ringgenberg

15

Kieran P. Ringgenberg

16

Attorneys for Plaintiffs

17

Oracle USA, Inc., Oracle America, Inc.,

and Oracle International Corp.

18

19

20

21

22

23

24

25

26

27

28

CERTIFICATE OF SERVICE

I hereby certify that on the 16th day of June, 2015, I electronically transmitted the foregoing **PLAINTIFFS ORACLE USA, INC., ORACLE AMERICA, INC., AND ORACLE INTERNATIONAL CORPORATION'S MOTION TO SEAL THEIR OPPOSITION TO DEFENDANTS RIMINI STREET INC.'S AND SETH RAVIN'S MOTION TO PRECLUDE CERTAIN DAMAGES EVIDENCE PURSUANT TO FEDERAL RULES OF CIVIL PROCEDURE 26(E) AND 37(C), OR, IN THE ALTERNATIVE, TO CONSOLIDATE AND EXHIBIT A TO THE DECLARATION OF KIERAN RINGGENBERG** to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to all counsel in this matter; all counsel being registered to receive Electronic Filing.

/s/ Catherine Duong

An employee of Boies, Schiller & Flexner LLP